

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ROBERT LEE DEFOY,

Petitioner

V.

Superintendent JOHN M. McCULLOUGH,  
Att. General D. MICHAEL FISHER,  
PENNSYLVANIA BOARD OF  
PROBATION AND PAROLE,

## Respondents

CA. No. 00-110 Erie  
District Judge McLaughlin  
Magistrate Judge Baxter

## ORDER OF COURT

AND NOW, this\_\_\_\_\_ day of \_\_\_\_\_, 2007, upon consideration of the foregoing Motion for Summary Judgment, it is hereby Ordered that the motion is granted.

Susan Paradise Baxter  
United States Magistrate Judge